IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 4165 OF 2005
IN
CRIMINAL APPEAL NO. 620 OF 2005

Shivdas Sanjay Gauda ...Applicant

Versus

The State of Maharashtra ...Respondent

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Mr. A.A.K. Shaikh, Advocate for Applicant

Mr. V.B. Konde Deshmukh, A.P.P. for State.

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CORAM: SMT. V.K. TAHILRAMANI, J.

DATED: 15TH JULY, 2005

P. C.:-

1. Heard both sides.

2. The applicant has been convicted mainly under Section 395 of I.P.C. The maximum sentence of R. I. imposed on the applicant is three years.

3. It is stated by the learned advocate for the applicant that the applicant was on bail pending the trial and this liberty has not been misused by him. This statement has not been controverted by the prosecution. It is further submitted by the learned advocate for the applicant that the maximum sentence imposed on the applicant is three years and this

appeal is not likely to be heard within the said time. Out of the said period of three years the applicant has undergone half of the period of imprisonment. Hence, he has prayed that the applicant may be granted bail. Looking to all these facts and circumstances, I am inclined to grant bail to the applicant.

4. The applicant Shivdas Sanjay Gauda, to be released on bail in the sum of Rs.20,000/- with one or two sureties to make the said amount. The applicant shall report on second Monday of every month to Shivaji Park police station, during the pendency of the appeal.

5. Application is disposed of.

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